GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – Prohibition & Excise Department – Inclusion of name of Sri M. Koteswara Rao, Assistant Prohibition & Excise Superintendent (Retd.) for assigning notional promotion in the cadre of Prohibition & Excise Superintendent against the Roaster Point No.58 [Scheduled Tribe (W)] in the panel year 2007-08 – Confirmed – Orders - Issued.

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REVENUE (EXCISE-I) DEPARTMENT

G.O.MS.No. 371 **Dated: 20-08-2019**
Read the following:-

1.From the CPE., AP., Letter No.10387/2013/CPE/A2, dt.11.12.2018 and 26.02.2019.
2.U.O.Note No.768538/Ser.D/2019, General Administration (Ser.D) Department, dt.22.01.2019 along with proceedings of the meeting of the Screening Committee held on 01.04.2019.
3.G.O.Rt.No.540, Revenue (Ex.I) Department, dt.01.05.2019.

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ORDER:

In the reference 1st read above, the Commissioner of Prohibition & Excise, AP., among others, has stated that Sri M. Koteswara Rao belongs to Zone-III. Consequent on revision of seniority in the cadre of Prohibition & Excise Inspector, as per the orders of A.P Administrative Tribunal, dt:26.04.2010 in O.A.No.12613/2009, the name of Sri M. Koteswara Rao was placed at Sl.No.4 (a) in the integrated seniority list of Prohibition & Excise Inspectors of Multi-Zone-II (comprising of Zone III & IV), after following due procedure. Sri D.Siva Naik, who belongs to Zone-IV was figured at Sl.No.8 in the final integrated seniority list of Prohibition & Excise Inspectors of Multi-Zone-II. As a result, Sri D.Siva Naik became Junior to Sri M. Koteswara Rao in the category of Prohibition & Excise Inspector and both the individuals belong to S.T. Category. Sri D.Siva Naik retired as Assistant Commissioner of Prohibition & Excise on 30.04.2017 and Sri M.Koteswara Rao retired as Prohibition and Excise Inspector on 30.06.2011. The name of Sri D.Siva Naik was considered for inclusion in the panel of Assistant Prohibition & Excise Superintendent for the year 2003-04 in Multi Zone-II against the R.P.No.8 meant for Scheduled Tribe. Hence, the matter has been placed before the Review Screening Committee for Review of Panel in terms of Para 13 (d) of G.O.Ms.No.187, G.A.(Ser-B), Dept., Dated: 24.05.1995.

2. The Review Screening Committee held on 18.06.2013 recommended for inclusion of the name of Sri M. Koteswara Rao at R.P.No.8 meant for Schedued Tribe in the panel year 2003-04 by relegating the name of Sri D.Siva Naik at R.P.No.15 in Multi Zone-II in the panel year 2005-06. Sri D.Siva Naik was promoted as Prohibition & Excise Superintendent in Scheduled Tribe (W) vacancy at R.P.No.58 in the panel year 2007-08, vide G.O.Ms.No.118, dt: 04.02.2008. Subsequently, he was promoted as Assistant Commissioner of Prohibition & Excise in the panel year 2010-11, vide G.O.Ms.No.1641, Revenue (Ex.I) Department, Dt:20.08.2011 in the Scheduled Tribe vacancy at R.P.No.81.

3. The Commissioner of Prohibition & Excise, AP., has requested to consider the name of Sri M. Koteswara Rao, Assistant Prohibition & Excise Superintendent (Retd.) for notional promotion as Prohibition & Excise Superintendent in the Scheduled Tribe (W) vacancy at R.P.No.58 in the panel year 2007-08.

4. Sri M. Koteswara Rao, Assistant Prohibition & Excise Superintendent (Retd.) has also represented that he is eligible for notional promotion as Prohibition & Excise Superintendent and Assistant Commissioner of Prohibition & Excise in place

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of Sri D. Siva Naik, Assistant Commissioner, who is junior to him in the feeder categories and there are no charges pending against him in the relevant panel years and requested to consider his case as was done in respect of similar persons and as per the orders in G.O.Ms.No.14, Revenue (Ex.I) Department, dt.08.01.2018 and also recent orders according promotions to the Excise Officials without reference to Liquor Syndicate Cases.

5. The proposal of the Commissioner of Prohibition & Excise and request of Sri M. Koteswara Rao, Assistant Prohibition & Excise Superintendent (Retd.) for inclusion of his name in the panel of Prohibition & Excise Superintendent for the panel year 2007 – 08 have been examined in terms of para-13 (a) & (c) of G.O.Ms.No.187, General Administration (Ser.B) Department, dt.25.4.1985 and the Rules-24 and 33 of the A.P. State & Subordinate Service Rules, 1996 and placed the matter before the Screening Committee for their recommendations.

6. The Screening Committee, which met on 01.04.2019 has recommended to include the name of Sri M. Koteswara Rao, Assistant Prohibition & Excise Superintendent (Retd.) in the panel of Assistant Prohibition & Excise Superintendent fit for notional promotion to the category of Prohibition & Excise Superintendent against Scheduled Tribe (W) RP -58, below the name of Sri K. Madhusudan Rao and above Sri G. Ramachandra Charyulu for the panel year 2007-08 duly deleting the name of Sri D.Siva Naik (ST) at Scheduled Tribe Roaster Point – 58 from the panel year ie., 2007 - 08 in terms of G.O.Ms.No.62, General Administration (DPC-I) Department, dt.08.02.1989.

7. Government have accepted the recommendations of Screening Committee and provisionally included the name of Sri M. Koteswara Rao, in the panel of Assistant Prohibition & Excise Superintendent fit for notional promotion to the post of Prohibition & Excise Superintendent against Scheduled Tribe (W) Roaster Point - 58, below the name of Sri K. Madhusudan Rao and above Sri G. Ramachandra Charyulu for the panel year 2007-08 duly deleting the name of Sri D.Siva Naik (ST) at Scheduled Tribe (W) Roaster Point – 58 from the panel year ie., 2007 - 08 in terms of G.O.Ms.No.62, G.A.(DPC-I) Department, dt.08.02.1989 and called for objections from the affected persons on the proposed notional promotion in the reference 3rd read above and also published in the A.P. Gazette, vide Notification No.97, dt.02.05.2019. No objections have been received within the stipulated period against the provisional decision.

8. Hence, the Government have decided to confirm the provisional decision to include the name of Sri M. Koteswara Rao, Assistant Prohibition & Excise Superintendent (Retd.) fit for notional promotion to the post of Prohibition & Excise Superintendent against Scheduled Tribe (W) Roaster Point - 58, below the name of Sri K. Madhusudan Rao and above Sri G. Ramachandra Charyulu for the panel year 2007-08 duly deleting the name of Sri D.Siva Naik (ST) at Scheduled Tribe (W) Roaster Point – 58 from the panel year ie., 2007 – 08 as issued in G.O.Rt.No.540, Revenue (Ex.I) Department, dt.01.05.2019 and accordingly, he is promoted notionally to the post of Prohibition & Excise Superintendent with effect from 08.02.2008 (ie., the date of promotion of D. Siva Naik) by relaxing the rule 33 (a) of A.P. State and Sub-ordinate Service Rules, 1996.

9. The above promotion is subject to out come of SLPs/WPs/OAs/CAs/RPs/appeals, pending if any, before the Hon'ble Supreme Court/High Court/APAT/Government, as the case may be.

10. The Commissioner of Prohibition and Excise, Andhra Pradesh shall take necessary action in the matter, accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr. D. SAMBASIVA RAO
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
The Commissioner of Prohibition & Excise, Andhra Pradesh.

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Copy to:
The Accountant –General, Andhra Pradesh, Vijayawada.
Sri M. Koteswara Rao, Assistant Prohibition & Excise Superintendent (Retd.)
through the CPE., AP.
The Revenue (Vig.IV) Department.
SF/SC.

//FORWARDED::BY ORDER //

SECTION OFFICER.